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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

EARL GODHIGH, and ANGELA OSGOOD,
individually and on behalf of all other
members of the general public similarly
situated,

Plaintiffs,
v.

TVI, INC. D/B/A SAVERS and VALUE
VILLAGE; and SAVERS, LLC,

Defendants.

Case No. 3:16-cv-02874-WHO

**JOINT STIPULATION AND ORDER
RESETTING SETTLEMENT APPROVAL
HEARING DATE**

1 The Parties hereby stipulate as follows:

2 WHEREAS, on November 27, 2018, Plaintiffs filed their Unopposed Motion for
3 Approval of Settlement Awards and Attorneys' Fees and Costs ("FLSA Settlement Approval
4 Motion"), Dkt. 119;

5 WHEREAS, Plaintiffs set the hearing date as Wednesday, January 2, 2019, since that is
6 the first Wednesday on which the Court is available that is at least 35 days after the motion filing
7 date;

8 WHEREAS, Savers does not oppose the motion, because it supports the settlement;

9 WHEREAS, the parties have no reason to believe that there will be any opposition to the
10 motion;

11 WHEREAS, in an abundance of caution, Plaintiffs sent a courtesy copy of their FLSA
12 Settlement Approval Motion, on the morning of November 28, 2018, to plaintiffs' counsel in the
13 parallel case *Bryant Harris v. TVI, Inc. et al.*, No. BC612403 (Los Angeles Sup. Ct.), informing
14 them of the *Godhigh* parties' intention to seek an accelerated hearing date, as requested herein;
15 Plaintiffs' counsel also left a voicemail to Harris's counsel to the same effect;

16 WHEREAS, Plaintiffs' counsel and Savers' counsel are available on December 12, 2018,
17 Plaintiffs' counsel have a conflict on December 19, at 2:00 p.m. (a hearing in San Francisco
18 Superior Court), and the Court is unavailable on December 26;

19 THEREFORE, the parties stipulate as follows:

20 The hearing on Plaintiffs' Settlement Approval Motion, currently set for January 2, 2019,
21 at 2:00 p.m., shall be set for December 12, 2018, at 2:00 p.m.

22 IT IS SO STIPULATED.
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1 Dated: November 28, 2018

JACKSON LEWIS P.C.

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3 By: /s/ Fraser A. McAlpine
4 Fraser A. McAlpine
5 Attorneys for Defendant
6 TVI, INC. d/b/a SAVERS and VALUE
7 VILLAGE; and SAVERS, LLC


8 Dated: November 28, 2018

OUTTEN & GOLDEN LLP

9 By: /s/ Jahan C. Sagafi
10 Jahan C. Sagafi
11 Attorneys for Plaintiffs

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

13 Dated: November 28, 2018

14 
15 The Honorable William H. Orrick
16 United States District Judge

17 **CERTIFICATION OF CONCURRENCE FROM ALL SIGNATORIES**

18 I, Jahan C. Sagafi, am the ECF user whose ID and password are being used to file this
19 Joint Stipulation and [Proposed] Order Setting the Settlement Approval Hearing Date. In
20 compliance with N.D. Cal. Civ. L.R. 5-1(i)(3), I hereby attest that I have obtained the
21 concurrence of each signatory to this document and have obtained authorization to use their
22 electronic signature to sign this document.

23 Dated: November 28, 2018

OUTTEN & GOLDEN LLP

24
25 By: /s/ Jahan C. Sagafi
26 Jahan C. Sagafi
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